

Notice of Allowability

Application No.

10/752,976

Examiner

Mohammad M. Ali

Applicant(s)

PAPAPANU, STEVEN JAMES

Art Unit

3744

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the amendment filed 03/07/06.
2. ☒ The allowed claim(s) is/are 20-33.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☐ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO-1449 or PTO/SB/08), Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material
5. ☐ Notice of Informal Patent Application (PTO-152)
6. ☐ Interview Summary (PTO-413), Paper No./Mail Date _____
7. ☐ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____

Response to Amendment

The amendment filed on 03/07/06 is sufficient to overcome the prior art reference. The arguments regarding claims 20 and 21 (see remarks page 8) are also accepted.

Allowable Subject Matter

The following is an examiner's statement of reasons for allowance: Claims 20 and 21 are allowable because the prior art of record fails to disclose or suggest or teach the recited pairs being alternately stacked with respect to one another with the first and second return troughs engaging one another whereby the return apertures are aligned to define a return tank, the inlet troughs engaging one another whereby the inlet apertures are aligned to define a first and second inlet manifolds, and the outlet troughs engaging one another whereby the outlet apertures are aligned to define an outlet manifold, whereby the center portions of the pair of first plates are spaced apart to define a fluid pathway communicating with the return tank and the first and second inlet manifolds and the center portion of the pair of second plates are spaced apart to define a fluid pathway communicating with the return tank and the outlet manifold (see claim 20); an inlet manifold defined in the first and second pairs of receiving the fluid to be evaporated, the inlet manifold in communication with the first cavity relative to the first and second cavities for directing the fluid through the evaporator in a first direction; a return tank defined in the first and second pairs of plates opposite the inlet manifold, the return tank defined in the first and second pairs of plates opposite the inlet manifold, the return tank in communication with the first cavity for directing the fluid through the first


cavity and in communication with the second cavity for directing the fluid through the evaporator in a second direction opposite the first direction; and an outlet manifold in communication with only the second cavity relative to the first and second cavities for evacuating the fluid from the second cavity out of the evaporator (see claim 21).

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mohammad M. Ali whose telephone number is (571) 272-4806. The examiner can normally be reached on Monday to Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Cheryl Tyler can be reached on (571) 272-4834. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


MOHAMMAD M. ALI
PRIMARY EXAMINER

Application/Control Number: 10/752,976
Art Unit: 3744

Page 4